**LACASSE & ASSOCIATES**

PROFESSIONAL PATENT SERVICES

1725 Duke Street, Suite 650

Alexandria, Virginia 22314

Phone (703) 838-7683/Facsimile (703) 838-7684

E-Mail: patserv@lacasse-patents.com

RECEIVED  
CENTRAL FAX CENTER

APR 27 2005

**CONFIDENTIAL  
FACSIMILE TRANSMITTAL SHEET**DATE SENT: April 27, 2005**DELIVER TO:**Name: Examiner Robert MorganCompany: USPTO / GAU 3626Fax No: 703-872-9306FROM: **Randy W. Lacasse**YOUR FILE: **09/759,163**

THERE WILL BE A TOTAL OF **4** PAGE(S) INCLUDING THIS COVER SHEET.  
OUR FACSIMILE MACHINE COMMUNICATES WITH ALL GROUP III, II AND FM6  
MACHINES.

**NOTICE:** The documents transmitted by this facsimile are intended for the use of the individual or the entity to which it is addressed and may contain information that is privileged, confidential, and exempt from disclosure under applicable law. If the reader of the message is not the intended recipient, or the employee, or agent responsible for delivering this document to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original facsimile to us at the above address via the Postal Service.

- Transmittal Form
- Restriction / Election Requirements

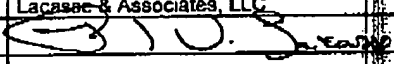
PTO/SB/21 (09-04)


Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/759,163
	Filing Date	1/16/01
	First Named Inventor	Pestoni, Florian
	Art Unit	3626
	Examiner Name	Robert Morgan
Total Number of Pages in This Submission	Attorney Docket Number	ARC920000106US1

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance communication to (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Lacasse & Associates, LLC		
Signature			
Printed name	Randy W Lacasse		
Date	April 27, 2005	Reg. No.	34368

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Brandi Franklin	Date	April 27, 2005

This collection of information is required by 37 CFR 1.6. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

In you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

BEST AVAILABLE COPY

ARC9200001060S1  
09/759,163

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
CENTRAL FAX CENTER

APR 27 2005

In re Application of: Pestoni et al.

Serial No.: 09/759,163

Group Art Unit: 3626

Filed: 1/16/2001

Examiner: Robert W. Morgan

Title: *Content Insurance*RESTRICTION/ELECTION REQUIREMENTMS Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement of 3/30/2005, Applicants elect the species depicted by claims 1-8 with traverse.

REMARKS

In response to the Restriction Requirement of 3/30/2005, Applicants elect the species depicted by claims 1-8 with traverse. Please note that claims 7 and 8 directly depend on claim 1 and should have been included as part of Invention I of the above mentioned office action.

Applicants traverse the restriction requirement because the examiner has not shown that the claims in each group are separately usable. Each independent claim set includes elements which provide content insurance for electronically distributed digital content to a consumer. Claims 1-32 are different definitions of the same invention, with varying breadth or scope.

In addition, the examiner has not provided evidence of each claim group requiring a different search from the other groups. Specifically, the examiner has not provided classifications which would be outside of the scope of Invention I. Applicants submit that the search would be the same for all groups. Hence, there is no requirement for a different search in each group.

Page 1 of 2

BEST AVAILABLE COPY